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**PATENT APPLICATION**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q80666

Joachim MORGENSTERN

Appln. No.: 10/826,256

Group Art Unit: 2122

Confirmation No.: 9400

Examiner: Not Yet Assigned

Filed: April 19, 2004

For: METHOD FOR CREATING A DATA PROCESSING PROGRAM

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION FILED UNDER 37 CFR 1.53(B) - FILING DATE GRANTED**

**MAIL STOP MISSING PARTS**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

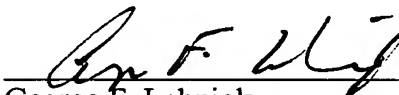
In response to the "Notice to File Missing Parts of Nonprovisional Application filed under 37 CFR 1.53(b) - Filing Date Granted," for the above application, Applicant respectfully submits herewith a copy of the Declaration for the above identified application properly executed by the inventors. Also enclosed please find a copy of the executed Assignment with PTO Form 1595 and an Information Disclosure Statement with two (2) references and a Form PTO/SB/08 A & B (modified).

Response to Notice to File Missing Parts  
USSN 10/826,256  
Page 2

Checks for the statutory fee of \$130.00 and recordation fee of \$40.00 are attached. The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

The executed documents are being filed on Monday, August 30, 2004. Since the due date for filing these documents fell on a Sunday, the filing of the documents on August 30, 2004, is considered timely.

Respectfully submitted,

  
George F. Lehnig  
Registration No. 36,359

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WASHINGTON OFFICE

**23373**

CUSTOMER NUMBER

Date: August 30, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/826,256	04/19/2004	Joachim Morgenstern	Q80666

23373  
 SUGHRUE MION, PLLC  
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 SUITE 800  
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CONFIRMATION NO. 9400

## FORMALITIES LETTER



\*OC000000013091833\*

Date Mailed: 06/28/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

08/31/2004 SDENB0B1 00000113 10826256

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*A copy of this notice **MUST** be returned with the reply.*

A handwritten signature in dark ink, appearing to be 'Munich', is written over a horizontal line.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE